

Appl. No. 10/043,344

Reply to Office Action of January 21, 2004

Remarks/Arguments:

Reconsideration of this application, as amended, is respectfully requested. Applicant reserves the right to prosecute any cancelled or amended subject matter in a later application. These amendments do not add any new matter and are supported by the application as originally filed.

1. Change of Attorney Docket Number.

Applicants respectfully request that the Attorney Docket Number be changed to read: "1038-04-US-CON2".

2. Amendment of the Specification.

Applicants amend the paragraph in the section entitled "REFERENCE TO RELATED APPLICATIONS", beginning at page 1, line 11 of the Instant Application. The amendment was made to update the status of the listed related applications. This amendment did not add any new related applications or new matter.

3. Restriction Requirement and Election of Species and Amendment of the Claims.

Claims 1-17 are pending in present application. The Examiner stated that these claims are subject to a restriction and election requirement. In particular, restriction to one of thirty-eight inventions (A through Z, AA-LL) is required.

Applicants elect to restrict prosecution to invention LL and, consonant with this election, also elects the species, LEGGFYGP (SEQ ID NO: 74). Claim 14 and new claims 18 through 27 are readable on this species.

In view of the election made above, Applicants cancelled Claims 1-13 and 15-17, amended claim 14 and added new claims 18-27. Because claims 18-27 have been added, Applicants submit herewith additional fees in the amount of \$180 (\$18 x 10) for the eleven new claims.

Applicant respectfully requests consideration and entry of this paper. Applicant also requests issuance of a timely Notice of Allowance in this case. Should the Examiner have any questions concerning this application, he is invited to contact the undersigned at (570) 839-5537. If necessary, please charge any additional fees required or credit any fees overpaid to Deposit Account No. 50-0244.

Appl. No. 10/043,344

Reply to Office Action of January 21, 2004

Respectfully submitted,

Date: July 16, 2004

By:



Robert Yoshida

Reg. No 54,941

Aventis Pasteur, Inc.

Intellectual Property - Knerr Building

One Discovery Drive

Swiftwater, PA 18370

Telephone: (570) 839-5537

Facsimile: (570) 895-2702

PTO/SB/97 (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

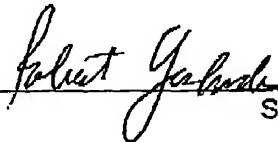
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Loosmore et al., US Appl. No. 10/043,344, Attorney Docket No. 1038-1221 MIS

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on 07/16/04
Date


Signature

Robert Yoshida
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

The following papers listed below are submitted:

- Transmittal Form (1 page)
- Fee Transmittal Form (1 page)
- Petition for Extension of Time under 37 CFR 1.136(a) and copy thereof (2 Pages)
- Amendment (7 pages)

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.